4-Year-Old Is Stable After Crash

Special to The Tribune

VERNAL — A 4-year-old Vernal boy was in serious but stable condition Monday at Primary Children's Medical Center, one day after he was injured in a two-car collision south of Vernal.

A hospital spokeswoman said David Wagner's condition had stabilized after he was flown to the Salt Lake City hospital by medical helicopter from Ashley Valley Medical Center in Vernal.

Utah Highway Patrol Trooper Mitch McKee said the boy was injured when he was ejected through the window of a camper on a pickup during the 5:30 p.m. collision on State Road 45.

Trooper McKee said the pickup driven by Grant Gardiner, 42, Vernal, was northbound on the highway when a northbound van driven by Wayne Marcotte, 35, Vernal, attempted to pass on the left side.

However, just as the van made its move, Mr. Gardiner tried to turn left onto a dirt side road. The van slammed into the side of the truck, and the impact ejected the 4-year-old out of the pickup camper, the trooper said.

The boy's 8-year-old brother suffered minor injuries in the collision and was taken to Ashley Valley Medical Center, where he was treated and released, Trooper McKee said.

Mr. Marcotte also was treated at the Vernal hospital for a minor injury and released, he added.

The trooper said Mr. Gardiner was cited for driving under the influence, operating a vehicle with a suspended driver license and violations of safety belt and child-restraint laws.

—Tribune Staff Photo by Kristan Jacobsen

A Time for Remembering

Like thousands of other Utahns, these people at Bluffdale Cemetery observed Memorial Day by placing flowers on the final resting place of loved ones. While threatening rain, an expected storm held off long enough to avoid spoiling the outdoor plans of most during the national holiday. Forecasters said overnight showers and thundershowers should decrease by Tuesday afternoon, turning mostly fair and warmer by Wednesday.

Settle Rights Dispute by June 8, Judges Tell Ute Groups, Tribe

By Mike Gorrell
Tribune Staff Writer

Utah's federal judges have given the Ute Indian Tribe and several Ute-related organizations until June 8 to resolve a dispute over hunting and fishing rights on the Uintah and Ouray Indian Reservation.

"This is the closest thing to a domestic-relations quarrel I've seen," an exasperated U.S. District Chief Judge Bruce S. Jenkins said last week during a two-hour hearing on three lawsuits against the tribe.

"It's as much a question of attitude as a question of law. . . . Do you want to settle this case or do you just want to keep quarreling?" he added.

Judge Jenkins and fellow federal judges J. Thomas Greene, David K. Winder, David Sam and Aldon J. Anderson met jointly to obtain an outline of what the three lawsuits entailed and to determine where they may overlap.

In general, the lawsuits were spawned by a long-standing conflict between full-blooded members of the Ute Tribe and "mixed bloods," people who have some Ute ancestry but not enough to qualify as full-blooded.

A document in one lawsuit noted that "relations between the two groups [mixed bloods and full bloods] have not always been the most harmonious."

The two groups were legally distinguished from one another in 1954, when Congress passed the Ute Partition Act.

The act recognized that mixed bloods have rights equivalent to those of full bloods, but also noted that the rights cannot be passed on to mixed bloods' descendants. Court documents indicate there are now only 369 people who qualify as mixed bloods.

The act gave mixed bloods 28 percent of those tribal assets that could be divided. It also stipulated that the Ute Tribe and an "authorized representative" of the mixed bloods should manage jointly those assets that could not be divided, such as future royalties from gas, oil and mineral rights.

In 1956, the mixed bloods established the Affiliated Ute Citizens to represent their interests in dealings with the Ute Tribe. Later that year, those two organizations agreed that the mixed bloods should create a corporation to serve as their "authorized representative," receiving all income due mixed bloods from the indivisible assets and managing those assets jointly with the tribe.

That corporation, formed in 1958, is known as Ute Development Corp.

Hunting and fishing rights on the reservation were determined to be indivisible assets in a 1985 ruling by Judge Jenkins.

Mixed bloods contend the Ute Tribe has prevented them from sharing equally in the use and management of those assets. The Ute Tribe has responded that its actions have been necessary to preserve the integrity of those assets from misuse by relatives of the mixed bloods.

One of the lawsuits in question was filed last October after Charles Denver, a mixed blood from Roosevelt, was issued a ticket by a Ute Tribe officer for elk hunting on the reservation with his two adult sons.

The Ute Tribe had passed a big-game-hunting regulation specifying that mixed bloods could hunt on the reservation only with their spouse or children under age 18.

Mr. Denver and the Affiliated Ute Citizens maintain that the regulation is discriminatory against mixed bloods. They estimate that only two of the 369 mixed bloods have children under that age.

"Without assistance, the older mixed bloods can't move, load or otherwise handle big-game carcasses," the suit said.

Ute Tribe attorney Gary Montana responded at the court hearing that the tribe does not want to restrict the rights of mixed bloods to hunt and fish, but has encountered abuses of those rights. Tribal law-enforcement officers, he said, have found mixed bloods accompanied by three or four adult children who do not have the hunting rights but have been carrying weapons.

"We question who's doing the hunting," he said. " . . . We're concerned about our natural resources. If we don't have some limits, everybody and his brother will be out there hunting and fishing."

The Ute Development Corp., in its lawsuit against the Ute Tribe, maintained the hunting and fishing regulations are invalid because the mixed bloods' corporation was not involved in formulating the rule. The corporation also said the federal Bureau of Interior, which oversees the reservation, declared the regulation illegal.

The Ute Tribe, said Mr. Montana, believes the lawsuits should be dismissed because the tribe has sovereign immunity, and any actions against the tribe should be pursued in tribal courts, not the federal court.

Today's Weather

State Forecast

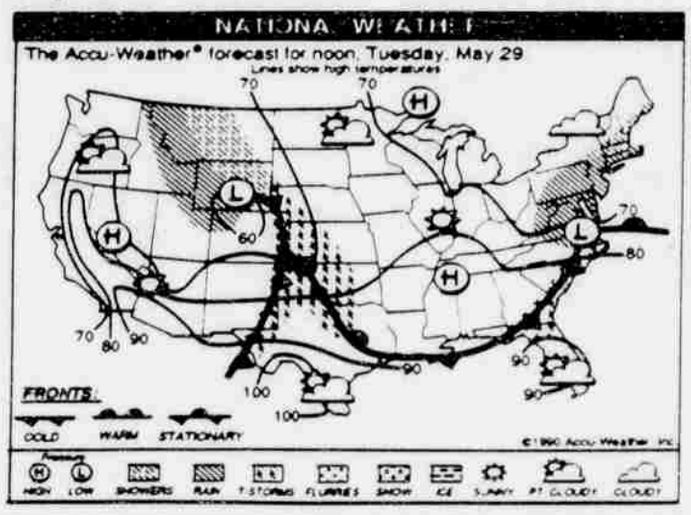
A somewhat moist upper level trough of low pressure will remain over the Great Basin through Monday. The state forecast calls for partly cloudy skies with widely scattered thundershowers mainly in the afternoon. Breezy south winds with gusts up to 20 mph are possible near the thundershowers. Highs will be in the upper 60s to near 80 degrees, with overnight lows in the low to upper 30s and lower 40s.

Expected Temperatures

Selected forecast temperatures throughout the state (H/L): **Blanding, 71/45; Cedar City, 68/42; Green River, 79/49; Logan, 70/45; Moab, 80/48; Ogden, 73/49; Provo, 73/46, Salt Lake City, 72/49; Vernal, 73/42; Wendover, 72/52; St. George, 80/50.**

Air Pollution Index

Highest air pollution figures for selected cities. Source—Utah Health Dept. 0-50, good; 51-100, moderate; 101-199, unhealthful; 200-299, very unhealthful; 300-500, hazardous (OZ—ozone, CO—carbon monoxide, PA—Respirable particulates, M-missing): **Salt Lake City—PA 30; Provo—CO 33;Ogden—CO 33;S.L. and Davis Counties—OZ 33; Utah County—CO 11; Weber County—OZ 58.**



Area Forecast

Sunday and Monday

Northern Utah Forecast — Wasatch Front and Great Salt Lake Desert — The northern forecast calls for partly cloudy skies with widely scattered showers and thundershowers. Gusty winds are likely near the showers. The chance of measurable rain at Salt Lake City is 40 percent. Breezy southerly winds and variable clouds are expected by Tuesday. Highs along the Wasatch Front will be in the low 70s, with lows in the upper 30s and near 40 degrees. The Great Salt Lake Desert will have highs in the upper 70s and lows in the lower 40s.

Uinta Basin — The forecast for the region calls for mostly sunny skies in the morning turning cloudy with widely scattered rain showers possible in the afternoon and evening hours. Winds will be light and variable during the night. Highs at Vernal will be in the upper 60s with lows in the upper 30s.

Cache Valley — The area can expect partly cloudy skies and lower temperatures through Tuesday night. Widely scattered rain showers are expected Sunday and Monday, mainly in the afternoon. Breezy southerly winds will bring variable cloudiness. Highs at Logan will be near 70 degrees, with lows in the mid-30s to near 40 degrees.

Southern Utah Forecast — Sevier Valley — The Southern Utah forecast calls for mostly cloudy skies with widely scattered rain and thundershowers likely in the afternoon. Gusty winds near the showers are expected. Highs will be in the 70s, with overnight lows in the mid-30s.

Southeast Utah — The forecast for the region calls for partly cloudy skies and cooler temperatures during the day with fair skies at night through Monday. Afternoon rain showers, with accompanying wind gusts are likely. Winds will be light and variable from the south. Highs will be in the mid-70s and 80s, with lows in the low to upper 40s.

Utah's Dixie — The regional forecast calls for partly cloudy skies and scattered thundershowers mainly in the afternoon. Temperatures will be cooler. Highs in St. George will be in the mid-80s, with lows in the upper 50s.

Southwest Valleys and Deserts — The forecast calls for mostly cloudy skies and cool temperatures during the day. Highs will be in the mid-70s, with lows in the low and mid 40s.

Recreational Areas — Lake Powell, Canyonlands and Zion National Park — The forecast for Utah's recreational regions calls for partly cloudy skies and rains showers. Highs at Lake Powell will be in the upper 70s to near 80 degrees, with lows in the upper 40s to near 50 degrees. Canyonland's highs will be in the low to mid-70s, with lows in the mid-50s. Highs in Zion's National Park will be in the mid-70s to near 80 degrees, with overnight lows in the upper 40s to mid-50s.

3 to 5 Day Extended Forecast — A strong high pressure ridge will remain over the area. The extended forecast for Tuesday through Thursday calls for variable cloudiness and widely scattered afternoon and evening showers and thundershowers. Temperatures will be cooler. Highs will be in the upper 60s to near 80 degrees Tuesday, cooling by Thursday to the upper 50s and 60s in the north and upper 60s and 70s in the south. Lows will be in the upper 30s to near 40 degrees.

Daily Data

Precipitation —	0.00.
Precipitation this month —	0.67.
Accumulative deficiency —	0.92.
Precipitation since Oct. 1, 1989 —	6.44.
Accumulative deficiency —	3.28.
State high —	84 at St. George.
State low —	31 at Randolph.
S.L.C. high —	74 degrees.
S.L.C. low —	49 degrees.
Normal high for this date —	63 degrees.
Normal low for this date —	39 degrees.
Record high for this date —	83 degrees.
Record low for this date —	22 degrees.
Sunrise Today —	6:40 MDT.
Sunset Today —	8:12 MDT.

Weather Summary Intermountain

M—Missing T—Trace WS—Summary

	Yesterday's Conditions H	L	Precip
Utah			
Alta	53	32	T
Blanding	M	48	
Brigham City	76	47	.05
Bryce Canyon	62	31	
Bullfrog	M	49	
Cedar City	68	37	
Coalville	71	37	
Delta	M	40	.01
Fillmore	69	40	.05
Flaming Gorge	M	M	
Green River	81	50	.12
Hanksville	87	44	
Heber City	M	M	
Helper	70	40	
Kanab	M	M	
Logan	71	45	
Midway	69	38	.02
Milford	71	36	
Moab	87	53	
Monticello	70	40	
Nephi	75	42	
Ogden	75	50	.21
Park City	65	34	
Price	66	44	.01
Provo	73	50	T
Randolph	M	32	
Richfield	69	34	
Roosevelt	74	41	.09
Salt Lake City	74	49	T
Spanish Fork	70	50	
St. George	82	51	
Tooele	71	40	.05
Univ. of Utah	73	50	T
Vernal	72	41	
Wendover	70	52	.02
Zion Nat. Park	76	51	.01
Nevada			
Elko	64	41	.14
Ely	62	37	.04
Las Vegas	79	53	T
Reno	53	44	.27
Winnemucca	57	45	.14
Wyoming			
Casper	74	45	
Cheyenne	72	35	
Evanston	M	31	
Laramie	67	32	
Rock Springs	67	32	
Idaho			
Boise	64	47	.21
Idaho Falls	67	46	.03
Pocatello	71	47	.05
Rexburg	64	40	
Twin Falls	62	49	.29
Montana			
W. Yellowstone	53	44	
Colorado			
Denver	72	43	
Grand Junction	80	50	

Global Temps

	Yesterday's Conditions H	L	
Amsterdam	59	45	fair
Berlin	64	45	cldy
Buenos Aires	M	M	M
Cairo	77	63	fair
Dublin	50	43	cldy
Geneva	54	41	cldy
Hong Kong	82	75	cldy
London	59	46	cldy
Madrid	59	39	fair
Mexico City	80	50	cldy
Montreal	M	M	M
Moscow	61	37	fair
Oslo	50	46	cldy
Paris	52	41	cldy
Rome	59	43	cldy
Sydney	75	64	cldy
Tokyo	59	54	rain

National

	Yesterday's Conditions H	L	Precip	Today's Forecast H	L	WS
Pacific States						
Anchorage	49	30		51	34	cldy
Fairbanks	48	33		54	30	cldy
Honolulu	85	73		85	72	snny
Los Angeles	74	59		72	53	snny
Portland	63	46		62	50	cldy
San Diego	66	61		68	58	snny
San Francisco	60	51		65	51	ptcl
Seattle	60	47		58	47	rain
Midwest						
Bismarck	87	52		73	48	snny
Chicago	66	47		76	49	ptcl
Detroit	66	49		72	46	snny
Kansas City	77	48		84	61	cldy
Minneapolis	79	50		79	54	cldy
Oklahoma City	85	57		83	61	ptcl
Omaha	80	55		84	59	ptcl
St. Louis	72	59		82	56	ptcl
East						
Boston	56	50		60	47	snny
Buffalo	53	47		68	46	cldy
New York	61	53		73	51	snny
Richmond	71	57		78	48	fair
Washington	65	57		76	52	fair
South						
Atlanta	67	58		78	56	cldy
Birmingham	72	61		81	57	cldy
Louisville	72	62		78	52	fair
Memphis	77	63		82	62	snny
Miami	77	70		81	66	ptcl
New Orleans	82	62		85	65	cldy
Orlando	79	60		83	62	cldy
Southwest						
Albuquerque	83	50		71	41	snny
Dallas	82	65		87	66	cldy
El Paso	87	52		84	64	ptcl
Phoenix	94	68		89	65	snny
San Antonio	84	70		87	69	cldy
Tucson	91	54		87	54	fair

Utahn Tells of Lyme-Disease Nightmare

By The Associated Press

Norma Evans' trip to Connecticut was in many ways idyllic. From a patio chair, she watched wildlife frolic, and long walks in the lush forests left her with memories of nature's autumnal beauty.

Her wanderings in the woodlands near Bridgeport also left her with Lyme disease, the potentially deadly tick-borne ailment. After a nightmarish eight months that at one point left her in so much pain she could not walk, Evans has finally begun to recover.

"It's treacherous. It's no joke," the 66-year-old woman warns fellow Utahns contemplating outdoor trips. "People are so concerned about AIDS, but this is something serious, too."

The Utah Department of Health has investigated more than 50 suspected Lyme-disease cases, but so far has confirmed only four, said state epidemiologist Craig Nichols.

Nationally, particularly in the Northeast, the disease is growing at an alarming rate. Confirmed cases grew from 2,368 in 1987 to 4,572 in 1988, the last year for which complete statistics are available from the Centers for Disease Control.

Nichols said he understands Lyme-disease cases nationally are expected to top 6,000 for 1989. But he does not expect confirmed cases in the state to rise as dramatically, since the pinhead-size tick that carries the Lyme bacteria is rare in Utah.

Utah's leading tick-borne disease is Colorado Tick Fever, a non-fatal viral ailment characterized by muscle aches, headaches and high temperatures.

"It goes away by itself with no long-term complications, although it can hospitalize a person," Nichols said.

Evans, who lives near Duchesne, visited her daughter last fall in Connecticut, where she was working as a nanny.

"I'd just sit on the patio outside, looking at the beautiful forestry. There were rabbits and deer running everywhere," she recalled. "And I spent a lot of time walking around."

Evans didn't give much thought to a "small, stinging sensation" on the back of her neck. "It was like a mosquito bite. Then it was gone. Two weeks later, I felt this little scab, but it didn't seem to be anything important."

Ten days later, while attending a wedding back in Utah, Evans suddenly became "deathly sick." Doctors at a Duchesne clinic said her fever, aches and fatigue were flu symptoms.

"Three days later, I was sicker than ever. They took blood tests and said it was a kidney infection, gave me an antibiotic that dehydrated me, and I got sicker," she said.

Desperate, Evans drove the 100 miles to Salt Lake City to see another doctor. It was a painful journey, for by now the joints of Evans' legs, arms and hands were swollen and inflamed.

More blood tests ruled out arthritis, but this time the doctor was closer in his diagnosis, if not specific: Evans had a parasite, but he wasn't sure what kind.

Two months ago, another battery of blood tests finally revealed that Evans had contracted Lyme disease.

"I had gotten to the point where I couldn't walk or use my arms. I was losing feeling. I was just helpless," Evans said.

She credits a regimen of drugs and a dietary emphasis on fresh fruits and vegetables — which she says are intended to deny the bacteria protein — for getting her back on her feet, though doctors had to halt her antibiotics recently when a rash developed.

"I am feeling better. I can walk. There's no feeling in my right hand still, but I can move my arms," she said. "I'm just hoping that the bug is all gone. The doctors say it could take up to another year to totally eradicate it."

Nichols says that while he does not expect Lyme disease to become a major health problem in the Beehive State, Utahns vacationing out-of-doors nonetheless should take precautions.

"If you find a tick attached, remove it as quickly as possible," he said. "There is some evidence that the microorganisms take some time to transmit."

Use of tweezers, with a steady, gentle traction, is the best way to remove ticks. "Make sure you remove the whole tick, including its head," Nichols said.

Plane Crash Kills 2 Salt Lakers, 2 Others in Critical Condition

ATLANTA, Idaho (AP) — Two Salt Lake City people were killed and their spouses seriously injured when their light airplane crashed while taking off from a private airstrip near here, the Elmore County sheriff's office said.

The sheriff's office identified the pilot, who was killed, as Wayne Earl Thornton, 63, Salt Lake City. A passenger, Kathy Carrigan, 46, of Salt Lake City, was taken by helicopter to a Boise hospital but died late Sunday night, the sheriff's office said. Two passengers also were evacuated by helicopter to a Boise hospital and were listed in critical condition Monday night. They are Jim Carrigan, 53, and Shirley Thornton, 62, both of Salt Lake City.

The single-engine airplane crashed Sunday afternoon while taking off from a private airstrip at the Greene Valley Ranch near Atlanta, a small mining community about 60 air miles east of Boise.

Deputy Joe Weise, who investigated, said witnesses said the airplane appeared to be overloaded and had trouble taking off from the airstrip. It clipped the tops of trees and then banked into a grove of trees, the deputy said.

The sheriff's office said the National Transportation Safety Board and the Federal Aeronautics Administration were notified and investigating the accident.

Utahn's Fate In Hands of Manila Judge

Continued From B-1

such a request [asking that the charges be dropped] was ever made on an official basis [by the United States] If it had been I don't think the case would have gone this far," he said.

Asked if Filipino officials were trying to make an example of Ms. Adams, Mr. Cruz said that was a real possibility.

"I understand the government is looking at this case very closely," he said. "This is a very hot issue because it involves guns."

Ms. Adams' family, who reside in Utah County, have been taking care of her 3-year-old daughter, Caprise, during the last nine months.

In a telephone interview with *The Tribune* last August, Ms. Adams said she was introduced to Pedrioli in July 1989 by a friend who worked in a Provo bar. She said Pedrioli offered her the job and when she accepted he met her in San Francisco and drove her to the airport there.

"When we got there he opened his trunk and asked me if I'd mind carrying the boxes over. He told me they were automobile-transmission parts, and I said sure. I didn't really think that much about it," she said.